

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA
3

4 Pablo Ramon Guerrero,
5 Petitioner
6 v.
7 Brian E. Williams, et al.,
8 Respondents
9

2:13-cv-00328-JAD-CWH

Order

[ECF Nos. 83, 85]

10 Petitioner Pablo Guerrero's counsel, Mario D. Valencia, moves to be relieved
11 as counsel in this 28 U.S.C. § 2254 habeas matter because representing Guerrero is
12 causing him unreasonable financial hardship.¹ Good cause appearing, Mr.
13 Valencia's motion is granted. He is permitted to withdraw as counsel for Guerrero,
14 effective immediately.

15 The court's Criminal Justice Act designee has located new CJA counsel who
16 is willing to be appointed to represent Guerrero:
17

18 David K. Neidert
19 316 California Ave., #420
20 Reno, NV 89509
Telephone (775) 423-4455.

21 Accordingly, IT IS HEREBY ORDERED that Mario D. Valencia's motion to
22 withdraw as attorney [ECF No. 83] is **GRANTED**.

23 IT IS FURTHER ORDERED that David K. Neidert is appointed to represent
24 petitioner Guerrero. Mr. Neidert is a Criminal Justice Act (CJA) panel attorney for
25 the United States District Court, District of Nevada. Mr. Neidert will represent
26 petitioner in all future proceedings in this court relating to this matter (including
27

28 ¹ ECF No. 83.

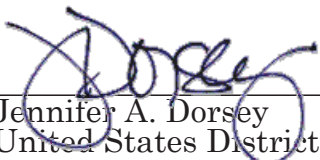
1 subsequent actions) and his appeals under 18. U.S.C. § 3006A(a)(2)(B) until allowed
2 to withdraw.

3 IT IS FURTHER ORDERED that respondents' motion for extension of time
4 to file a responsive pleading to the second-amended petition [ECF No. 85] is
5 **GRANTED**. Respondents must file their responsive pleading by **December 18,**
6 **2017**.

7 IT IS FURTHER ORDERED that Guerrero, through counsel, will have 45
8 days after service of the responsive pleading to respond. If respondents file a
9 motion to dismiss, they have 30 days after service of petitioner's opposition to file
10 and serve their reply, if any.

11 IT IS FURTHER ORDERED that **the parties must SEND** courtesy copies of
12 any additional exhibits **to the Reno Division** of this court. Courtesy copies must be
13 mailed to the **Clerk of Court, 400 S. Virginia St., Reno, NV, 89501, and directed to**
14 **the attention of "Staff Attorney" on the outside of the mailing address label.**

15 DATED: November 1, 2017.

16 
17 _____
18 Jennifer A. Dorsey
19 United States District Judge
20
21
22
23
24
25
26
27
28